

12-12-03  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE2652  
8

Applicant: Gary Bement; Michael Mundt; Examiner: Renner, Craig A.  
Mark Chapin; and Jason Riddering  
Serial No.: 10/046,099 Group Art Unit: 2652  
Filed: November 6, 2001 Docket: STL10132/40176.61USU1  
Confirmation No.: 9979

Title: APPARATUS AND METHOD FOR PASSIVE ADAPTIVE FLYING HEIGHT CONTROL IN A DISC DRIVE

## CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 299846205 US  
Date of Deposit: December 10, 2003

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 

Name: JENIFER WEEK

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

23552

PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing  
☒ Amendment  
The fee has been calculated as shown below in the "Claims as Amended" table  
☒ Return postcard

RECEIVED

DEC 18 2003

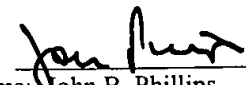
Technology Center 2600

## CLAIMS AS AMENDED

Claims Remaining After Amendment		Highest Number Previously Paid For		Present Extra		Rate		Fee
Total Claims								
26	-	24	=	2	x	18.00	=	\$36.00
Independent Claims								
3	-	3	=	0	x	86.00	=	\$0.00
MULTIPLE DEPENDENT CLAIM FEE								\$0.00
TOTAL FILING FEE								36.00

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.  
P.O. Box 2903, Minneapolis, MN 55402-0903  
612.332.5300

By:   
Name: John B. Phillips  
Reg. No.: 37,206  
J. Phillips



10/046,099

PATENT

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12-30-03  
P.2

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By: Jennifer Weck  
Name: Jennifer Weck

AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Technology Center 2600

Dear Sir:

In response to the Office Action mailed September 11, 2003, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims that begins on page 2 of this paper.

**Amendments to the Drawings** begin on page 8 of this paper and include both an attached replacement sheet and an annotated sheet showing changes in the Appendix.

**Remarks/Arguments** begin on page 9 of this paper.

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